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PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

5

Application Number

10/788,818

Filing Date

02/27/2004

First Named Inventor

Beedon

Art Unit

3763

Examiner Name

Michael J. Hayes

Attorney Docket Number

SMCLS-6006

**ENCLOSURES (Check all that apply)**

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	see Remarks
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<b>Remarks</b>	
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application	Form PTO/SB/21 (1 page)	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	Information Disclosure Statement Transmittal Letter (1 page, in duplicate)	
	Information Disclosure Statement (1 page)	
	Form PTO/SB/08A (1 page)	
	Form PTO/SB/08B (1 page)	
	Documents EC thru EF	

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	BAXTER INTERNATIONAL INC.		
Signature			
Printed name	Jeffrey C. Nichols		
Date	Dec 29, 2005	Reg. No.	36,879

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	Elizabeth J. Eich	Date	12/21/2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
INFORMATION DISCLOSURE STATEMENT TRANSMITTAL LETTER

APPLICANTS: Beedon et al.

GROUP ART UNIT: 3763

SERIAL NO.: 10/788,818

EXAMINER: MICHAEL J. HAYES

FILING DATE: 02/27/2004

ATTY. DOCKET NO.: SMCLS-6006

For: PISTON ASSEMBLY FOR SYRINGE

COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

Dear Sir/Madam:

Submitted herewith is an Information Disclosure Statement for consideration in the above-identified application. This Information Disclosure Statement is submitted:

- ☒ Within 3 months (1) of filing date of a national application; (2) of date of entry of the national stage as set forth in 37 CFR §1.491 in an international application; or (3) before the mailing date of a first Office Action on the merits, whichever occurs last. (No fee is required.)
- ☐ After the mailing date of a first Office Action but before (1) mailing of a final action under 37 CFR §1.311, whichever occurs first.
- ☐ Please charge payment for the fee set forth in 37 CFR §1.17(i)(1) to Deposit Account No. 02-1440.
- ☐ The certification specified in 37 CFR §1.97(e) is made below. (No fee is required.)
- ☐ After the mailing of (1) a final action under 37 CFR §1.113; or (2) a notice of allowance under 37 CFR §1.311 whichever occurs first, but before payment of the issue fee. The certification specified in 37 CFR §1.97(e) is made below. The Commissioner hereby is petitioned to consider the Information Disclosure Statement accompanying the submission.
- ☐ The undersigned counsel for applicant(s) hereby certifies that the item of information identified in the Information Disclosure Statement was cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement while all others were already cited in previous Information Disclosure Statements and accompanying documents.
- ☐ The undersigned counsel for applicant(s) hereby certifies that some items of information contained in the Information Disclosure Statement were not cited in a communication from a foreign Patent Office in a counterpart foreign application, or to the knowledge of the undersigned, after making reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of the statement.
- ☒ The Commissioner is hereby authorized to charge any additional fees that may be required, or credit any overpayment to Account No. 02-1440. *A duplicate copy of this sheet is enclosed for this purpose.*

Very respectfully,

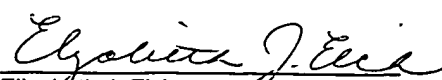
Baxter Healthcare Corporation

  
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Jeffrey Nichols; Reg. No. 36,879  
Baxter International Inc.  
One Baxter Parkway  
Deerfield, Illinois 60015  
Telephone: (847) 948-3315

When phoning re this application,  
please call (847) 948-2000

I hereby certify that this correspondence (along with any documents referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Arlington, VA 22313-1450.

Date: 12/21/2005

  
\_\_\_\_\_  
Elizabeth J. Eich



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: BEEDON et al.

Serial No.: 10/788,818

Filed: 02/27/2004

For: PISTON ASSEMBLY FOR SYRINGE

Group Art Unit: 3763

Examiner: Michael J. Hayes

Attorney Docket No.: SMCLS-6006

**INFORMATION DISCLOSURE STATEMENT**

MAIL STOP AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with 37 C.F.R. §§ 1.56, 1.97 and 1.98, Applicants submit the following statement consisting of:

- I. Attached Forms PTO/SB/08A and PTO/SB/08B
- II. General Remarks

**I. U. S. PATENTS**

<u>Patent/ Publication No.</u>	<u>Issue/ Filing Date</u>	<u>Inventor(s)</u>
5,423,757	06/13/1995	Olovson et al.
4,036,110	07/19/1977	Galonska et al.

**II. FOREIGN PATENT DOCUMENTS**

<u>Patent/ Publication No.</u>	<u>Issue/ Filing Date</u>	<u>Applicant(s)</u>
EP 0 879 611 A	11/25/1998	Daikyo Seiko Ltd
WO 95/30444 A	11/16/1995	Nycomed Imaging AS

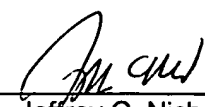
**III. GENERAL REMARKS**

No inference should be drawn that the list sets forth a comprehensive investigation of the prior art, that any or all are pertinent to the invention, or that any apparatus disclosed is equivalent to the subject application. The citation of the above listed documents is not to be construed that more pertinent art could not possibly be in existence.

This submission is not an admission that any enclosed reference anticipates, or that any reference or any combination of references renders obvious, any claim in the above-identified application. Nevertheless, the Examiner is requested to consider carefully the complete disclosures of the enclosed references in connection with the examination of the above-identified application. It is respectfully requested that the listed reference be made of record and included in the "References Cited" portion of any patent issuing from this Application.

Respectfully submitted,  
BAXTER INTERNATIONAL INC.

Date: December 20, 2004  
One Baxter Parkway  
Deerfield, IL 60015  
Tel. (847) 948-4922  
Fax. (847) 948-3393

By:   
Jeffrey C. Nichols  
Attorney for Applicants  
Registration No. 36,879

Sheet	1	of	2
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**Complete if Known**

Application Number	10/788,818
Filing Date	02/27/2004
First Named Inventor	Beedon
Art Unit	3763
Examiner Name	Michael J. Hayes
Attorney Docket Number	SMCLS-6006

## U. S. PATENT DOCUMENTS

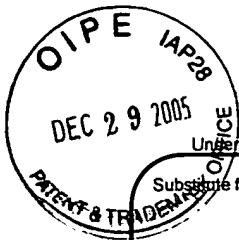
[illegible]

## FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	MM-DD-YYYY			
	EC	EP 0 879 611 A	11/25/1998	Daikyo Seiko Ltd.	abstract, figures	✓
	ED	WO 95/30444 A	11/16/1995	Nycomed Imaging AS	abstract, figures	

Examiner Signature		Date Considered	
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PTO/SB/08B (07-05)

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Substitute for form 1449/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

**Complete if Known**

Application Number	10/788,818
Filing Date	02/27/2004
First Named Inventor	Beedon
Art Unit	3763
Examiner Name	Michael J. Hayes
Attorney Docket Number	SMCLS-6006

Sheet 2 of 2

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	EF	International Search Report for PCT/US2004/006211	

Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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